

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

EXL LABORATORIES, LLC

v.

KRIS EGOLF ET AL.

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CIVIL ACTION

NO. 10-6282

**SURRICK, J.**

**DECEMBER 7, 2010**

**ORDER**

**AND NOW**, this 7<sup>th</sup> day of December, 2010, upon consideration of Plaintiff EXL Laboratories, LLC's Motion for Preliminary Injunction and Temporary Restraining Order (ECF No. 3), Plaintiff's Complaint (ECF No. 1), Defendant's Brief in Support of Opposition to Plaintiff's Motion for Preliminary Injunction and Temporary Restraining Order (ECF No. 15), all documents submitted in support thereof and in opposition thereto, and after a hearing in open court, it is **ORDERED** as follows:

1. Plaintiff's Motion for a Temporary Restraining Order is **GRANTED**.
2. Defendants Kris Egolf and Dale Dry are hereby **RESTRAINED** and **ENJOINED** as follows:
  - A. Defendants shall immediately cease and desist all activities involving the access, use and disclosure of Plaintiff's confidential, proprietary and trade secret information in any manner whatsoever, and in any form, including, but not limited to, disclosure to representatives of Bou-Matic, LLC and Jones Dairy Services, Inc.;

- B. Defendants shall immediately return any and all confidential and proprietary information belonging to Plaintiff in whatever form such information exists, including, but not limited to, any and all documents and copies thereof that are currently in Defendants' possession.
3. A hearing on Plaintiff's Motion for Preliminary Injunction is scheduled for Tuesday, December 21, 2010, at 9:30 a.m. in Courtroom 8-A, United States Courthouse, 601 Market Street, Philadelphia, Pennsylvania.
4. Defendants are directed to participate in expedited discovery pending the preliminary injunction hearing.
5. This Order shall remain in full force and effect until the hearing on Plaintiff's Motion for Preliminary Injunction.
6. This Order shall become effective upon issuance by Plaintiff of a surety bond in the amount of \$25,000.00.

**IT IS SO ORDERED.**

**BY THE COURT:**

  
**R. BARCLAY SURRICK, J.**

*Lopata:* B. Lynes  
M. McCain  
P. Jones  
L. Gallagher  
B. Bolton<sup>2</sup>  
12/7/10

MODE = MEMORY TRANSMISSION

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-JUDGE R. BARCLAY SURRICK -

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**UNITED STATES DISTRICT COURT**

**EASTERN DISTRICT OF PENNSYLVANIA**  
8614 UNITED STATES COURTHOUSE  
INDEPENDENCE MALL WEST  
SIXTH AND MARKET STREETS  
PHILADELPHIA, PENNSYLVANIA 19106-1741

*Chambers of*  
**R. BARCLAY SURRICK**  
*United States District Judge*

(267) 299-7630

December 7, 2010

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**Re: EXL Laboratories v. Kris Egolf & Dale Dry**  
**Civil Action No. 10-6282**

**Memo:** Memorandum and Order of the Court to follow.

**Via Fax:** Seventeen (17) pages transmitted to include this cover page.

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-JUDGE R. BARCLAY SURRICK -

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**UNITED STATES DISTRICT COURT**

**EASTERN DISTRICT OF PENNSYLVANIA**  
4614 UNITED STATES COURTHOUSE  
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-JUDGE R. BARCLAY SURRICK -

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